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Attorneys for Plaintiff/Counter-defendant Branch Banking and Trust Company

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

BRANCH BANKING AND TRUST  
COMPANY, a North Carolina banking  
corporation,

Plaintiff/Counter-defendant

v.

JAMES D. HAMMER, an individual; BIG  
INVESTORS, LLC, a Nevada limited liability  
corporation; and DOES 1 through 10, inclusive.

Defendants/Counter-claimants.

BRANCH BANKING AND TRUST  
COMPANY, a North Carolina banking  
corporation,

Plaintiff/Counter-defendant,

v.

WESTAR PROPERTIES, a Nevada corporation;  
JAMES D. HAMMER, an individual; JAMES  
MESERVEY, an individual; JAMES AND  
JOANNE HAMMER, Trustees of the HAMMER  
FAMILY TRUST dated March 13, 2000; JAMES  
AND ROZANNE MESERVEY, Trustees of the  
MESERVEY FAMILY TRUST dated December  
16, 1994; and DOES 1 through 10, inclusive.

Defendants/Counter-claimants.

Case No. 2:15-cv-00573-MMD-NJK

Consolidated with:

Case No. 2:15-cv-00574-MMD-NJK

**STIPULATION AND ORDER FOR  
DISMISSAL WITHOUT PREJUDICE**

Plaintiff/Counter-defendant and Defendants/Counter-claimants, by and through their  
respective attorneys, hereby stipulate and agree that this consolidated action shall be dismissed

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1 in its entirety without prejudice, with each of the parties bearing their own attorneys' fees and  
2 costs.

3 DATED: October 30, 2017.

DATED: August 30, 2017.

4 /s/ Jeremy J. Nork

/s/ Erika Pike Turner 

5 Jeremy J. Nork (SBN 4017)

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11 **ORDER**

12 IT IS SO ORDERED.

13   
14

15 U.S. DISTRICT COURT JUDGE

16 DATED: December 22, 2017